

**AUBURN CITY COUNCIL  
REGULAR SESSION AGENDA**

City Hall, Council Chambers  
1225 Lincoln Way, Auburn, CA 95603

**May 24, 2010**

**Closed Session 5:00 p.m.**

**Regular Session 6:00 p.m.**

*Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112*

**CALL TO ORDER**

By **MOTION** adjourn to a Closed Session under Government Code Section 54957:6

(1) **Initiation of Litigation:** Two Potential Cases  
G.C. 54956.9(c)

(2) **Conference with Labor Negotiators**  
G.C. 54957.6

Agency Designated Representatives: Robert Richardson, David Mackowiak

Employee Group: All Bargaining Units

**REPORT OUT OF CLOSED SESSION**

**PLEDGE OF ALLEGIANCE**

**AGENDA APPROVAL**

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

**CONSENT CALENDAR**

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and

separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Minutes** **Pages 7-14**

By **MOTION** approve City Council Minutes of 04/26/2010

2. **Palm Avenue Sidewalk and Bicycle Lane Project – Consultant Agreement** **Pages 15-20**

By **RESOLUTION**, authorize the Director of Public Works to execute a consultant agreement with Coastland for preliminary engineering design services for Phase I of the Palm Avenue Sidewalk and Bicycle Lane Project subject to approval of form by the City Attorney in an amount not to exceed \$49,452.

3. **Assignment of Auburn Airport Industrial Park Ground Lease from Savoir Vivre, Inc. to Jim Tryon** **Pages 21-70**

By **RESOLUTION**, authorize the City Manager or his designee to:

- a. Approve the assignment and assumption of the land lease between the City of Auburn, Savoir Vivre, Inc., and Jim Tryon; and;
- b. Approve the recording by the Placer County Recorder's Office, a Memoranda of Lease for Savoir Vivre, Inc.

4. **Minor Amendment of Streetscape Phase 1 – Outdoor Seating/ Encroachment Permit Guidelines** **Pages 71-76**

By **RESOLUTION**, amend the Outdoor Seating/ Encroachment Permit Design Guidelines as presented, or as modified by the City Council, which includes the following actions:

1. Adoption of a Categorical Exemption, prepared for amendment of the Outdoor Seating/Encroachment Permit Guidelines, as the appropriate level of environmental review in accordance with the California Environmental Quality Act (CEQA) and Guidelines; and,
2. Amendment of the Outdoor Seating/Encroachment Permit Guidelines as presented in the Council Report.

5. **Amended Professional Services Agreement for Baltimore Ravine Specific Plan – Adrienne Graham** **Pages 77-94**

By **RESOLUTION**, authorize the Community Development Director to execute an amended agreement for consulting services between the City of Auburn and Adrienne Graham to assist the City in its review and

preparation of the Baltimore Ravine Specific Plan and the Baltimore Ravine Environmental Impact Report.

6. **Ordinance Amending the Auburn Municipal Code; Section 100.87 of Chapter 100 of Title IX; Fuel Modification Standards, Requirements**  
**Pages 95-112**

Conduct a second reading by title only and adopt an **ORDINANCE** to amend the Auburn Municipal Code Section 100.87 of Chapter 100 of Title IX; Reduction of Fire Hazard/Defensible Space.

\*\*\*\*\* End of Consent Calendar \*\*\*\*\*

7. **Public Comment**

This is the time provided so that persons may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff.

## **PUBLIC HEARING**

8. **A Public Hearing to Consider Amendments to Chapter 97 of the Auburn Municipal Code Relating to Animals, Including Specific Provisions For the Spay, Neuter and Breeding of Pit Bull Dogs**  
**Pages 113-210**

Staff recommends that the City Council take the following actions:

A. Adopt a Statutory Exemption prepared for the amendment of the City Municipal Code Chapter 97 entitled Animals, as the appropriate level of environmental review, in accordance with Section 15061 (b)(3) of the California Environmental Quality Act (CEQA) and Guidelines;

B. Adopt Findings of Fact for approval of the Amendments to Chapter 97 of the Auburn Municipal Code;

C. Introduce and hold a first reading, by title only, of the Animal Regulations Ordinance amending various sections of Chapter 97 of the Auburn Municipal Code relating to animals, thereby establishing standards and criteria, in accordance with State law, for the spay, neutering and breeding of pit bull dogs (**Attachment 1**); and,

D. Adopt a Resolution establishing an updated fee schedule to implement the amended Animal Regulations Ordinance as presented (**Attachment 2**).

## REPORTS

### 9. City Council Committee Reports

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

## COUNCIL BUSINESS

### 10. Annual Business Improvement Districts (BID) Report Review and Resolution of Intention to Levy and Collect Assessments for Fiscal Year 2010-11

Pages 211-214

By **RESOLUTION:**

1. Appoint the City Manager as the advisory board for the Old Town BID and direct him to produce the report required pursuant to Section 36533 of the 1989 Law for Fiscal Year 2010-11 with respect to the Old Town Bid.
2. Appoint the City Manager as the advisory board for the Downtown BID and direct him to produce the report required pursuant to Section 36533 of the 1989 Law for Fiscal Year 2010-11 with respect to the Downtown Bid.
3. Approve the Annual Reports as filed by the City appointed Advisory Board for the Old Town and Downtown Associations
4. Set a Public Hearing for July 14, 2010 to levy annual assessment fees for fiscal year 2010-11 for the Old Town BID.
5. Set a Public Hearing for July 14, 2010 to levy annual assessment fees for fiscal year 2010-11 for the Downtown BID.

### 11. Fiscal Year 2010-11 Preliminary Budget Overview

Pages 215-218

Status report to Council from staff.

### 12. Fiscal Year 2010-11 Sewer Service Use Rate Increase Discussion

Pages 219-226

Status report to Council from staff.

### 13. Flag Pole Relocation to Central Square

Pages 227-228

Discuss and provide direction to staff.

14. **Analysis of City Clerk Function**

**Pages 229-234**

Discuss and provide direction to staff.

**ADJOURNMENT**

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, 1225 Lincoln Way, Room 8, Auburn, CA 95603 during normal business hours.